IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.311 OF 2006

in

WRIT PETITION NO. 995 OF 2006

M/s Omnitex Indus India Ltd.. Applicant

vs

Mr.Satyabrat Dubey & anr ... Respondents

Mr.R.S.Pai i/b Sanjay Udeshi & Co for Applicant

Ms.Bhavna Shah for Respondents

CORAM: D.G.DESHPANDE AND

SMT.ROSHAN DALVI, JJ

DATE : 12th December, 2006

P.C.

1. This is an application for condonation of delay of 84 days. The appeal is filed against the order of the Single Judge rejecting the interim relief dated 3rd April, 2006. Thereafter, in that Writ

Petition, an order came to be passed by the Single Judge on 29th June, 2006. Pursuant to that order, advocate for the applicant admits and the respondents agrees that the applicant has deposited Rs.1,92,000/- in Court.

2. Counsel for the applicant contended that his anxiety in filing this appeal is to get the Writ Petition heard earlier, decided and disposed of.

3. Therefore, in view of this, we condone the delay. Admit the L.P.A. Take it for final hearing forthwith and decide and dispose of with a request to the learned Single Judge to decide the Writ Petition as early as possible before the end of February, 2007.

(Smt R.S.Dalvi,J) **(D.G.Deshpande, J)**